

Entered - 05/21/99 - sb
CL99L0292 - DIANNE C. MITCHELL

00- *R* -1816

CLAIM OF: **RICHARD L. STANLEY**
2675 Beacon Drive
College Park, Georgia 30349

For damages alleged to have been sustained as a result of an inlet meter leak
on November 10, 1998 at 2675 Beacon Drive.

THIS ADVERSED REPORT IS APPROVED

BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0292

Date: October 23, 2000

Claimant /Victim RICHARD L. STANLEY

BY: (Atty) (Ins.Co.) _____

Address: 2675 Beacon Drive, College Park, Georgia 30349

Subrogation: _____ Claim for Property damage \$ 920.00 Bodily Injury \$ _____

Date of Notice: 05/11/99 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 11/10/98 Place: 2675 Beacon Drive

Department Water Division: _____

Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: The claimant alleges he incurred plumbing expenses due to an inlet meter leak. The investigation determined that the City responded to a meter leak and repaired same, but found that the meter was still leaking that was the responsibility of the property owner.

INVESTIGATION:

Statements: City employee X Claimant _____ Others _____ Written _____ Oral X

Pictures _____ Diagrams _____ Reports: Police _____ Dept Report X Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental _____ Ministerial X

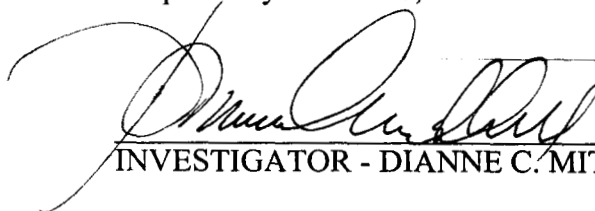
Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2H01 _____

Claims Manager: [Signature] Concur/date 10-23-00

Committee Action: _____ Council Action _____

COUNCIL OF THE CITY OF ATLANTA
CLERK OF COUNCIL
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RECEIVED

MAY 11 1999

MUNICIPAL CLERK

RE: CLAIM FOR DAMAGES

Today's Date: 4-14-99

M. Achu
05/13/99

Dear Clerk of Council:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ \$920.00 property and/or \$ _____ bodily injury for which I contend the City is liable.

1. Date of incident: 11/10/98 approx.
(month/day/year)

2. Police called: _____
Yes ☐ No ☒

3. Location of incident: 2675 Beacon Drive College Pk. GA 30349

4. Name of your insurance company: _____ Policy No. _____

5. State what and how incident occurred: Please see attached letter of explanation

ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: _____
(make) (year) (tag number) (driver's name)

City vehicle: _____
(make) (City driver's name) (department/bureau)

Witness: _____
(name) (address) (telephone number)

The acknowledgement of this claim in no way waives the Governmental immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

3. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Richard L. Stanley
(claimant's name)

2675 Beacon Drive
(address)

College Park, Georgia 30349
(city and state)

(404) 594-9964 (770) 997-4327
(work number) (home number)

Council of the City of Atlanta
Clerk of Council
City Hall

55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

Dear Clerk of Council

We are requesting that City of Atlanta Water Department reimburse us for cost of replacing the waterline from the meter at the street to where it connects to my house. Two representatives from the Water Department came out to my house in November 1998 after we had place a call to your office reporting a leak at the meter. When your representatives made a visual inspection of the ground they stated that the leak was on our property and that they could not fix it. I ask them if they was sure because the ground did not appear to be saturated on my property. They said that they were positive the leak was on my property and again stated that there was nothing they could do to help. The Water Department representative said that I should replace my water line because it would be hard to find the leak.

I took off from work for three days to dig a trench from the street to my house which is about fifty feet. The depth of the trench was 2ft. I paid for sixty feet of copper pipe and paid a plumber make the connection on both ends. When the water was turned on I observed the water was still coming out the ground. I then called the water department again. Another crew came out and repaired the leak and said that the leak was not on my property, but on the city side of the property. Consequently, I took time off from my job to dig a trench, paid a plumber to replace pipes, all due to incorrect information given to us by the city of Atlanta Water Department repair crew.

I am asking that city of Atlanta Water Department to reimburse me for the three days I took off work to dig the trench, 3 day = \$450.00, plumber bill =\$45.00 , shovel =\$10.00, pipes=\$65.00, replace grassing= \$350.00.

Total amount =\$920.00

I feel that this unfortunate incident has cause me a lot undue stress. If only the city of Atlanta Water Department repair crew had repaired the leak when first called, this would have eliminated the problem. We were informed by the last crew of city workers that repaired the leak, who said that the leak should have been repaired when that first crew came out. This would have saved a lot of time and expense.

Due to the negligence and misrepresentation of the water leak by the city of Atlanta Water Department repair crew. This has been a very upsetting ordeal for me. Your prompt attention to this unfortunate incident is greatly appreciated.

Sincerely,

00-*R*-1816